

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

RESOLUTION

BE IT RESOLVED by the Boston Redevelopment Authority that an Order of Taking dated **OCT 24 1985** relating to portions of the SOUTH END URBAN RENEWAL AREA, Mass. R-56, be executed and made a permanent part of these proceedings, a copy of which the Secretary shall cause to be recorded in the office of the Registry of Deeds for the County of Suffolk.

A true copy

CERTIFICATE

I hereby certify that the following names constitute the entire membership of the Boston Redevelopment Authority:

Robert L. Farrell
Joseph J. Walsh
James K. Flaherty

Clarence J. Jones
Michael F. Donlan

A true copy

ATTEST:

Kenneth J. Sullivan
Secretary of the Boston Redevelopment Authority

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the Boston Redevelopment Authority, in accordance with G.L. c. 121B and its predecessor statute G.L. c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 8056, page 295, an ORDER OF TAKING dated June 30, 1966, concerning and describing the SOUTH END URBAN RENEWAL AREA, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Boston Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by G.L. c. 79, §40.

NOW, THEREFORE, BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of said c. 121B and all other authority thereunto enabling and pursuant to the applicable provisions of said c. 79, and of any and every power and authority to it, granted or implied, hereby takes for itself in fee simple by eminent domain, for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in ANNEX A, together with any and all easements and rights appurtenant hereto, including the trees, buildings and other structures standing upon or affixed thereto, excluding therefrom any easements and rights of the Metropolitan District Commission or others in a main drainage tunnel and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such

fee is a part of said property, except any and all easements of travel in and to any and all public streets, highways and public ways in said area or areas or contiguous and adjacent thereto.

AND FURTHER ORDERED that in accordance with the provisions of said c. 79, as amended, awards are made by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any and all interest in each parcel described in ANNEX A and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B, which ANNEX B is not to be recorded in the Registry of Deeds with the Order of Taking.

AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority cause this instrument of Taking to be recorded in the Suffolk County Registry of Deeds.

IN WITNESS WHEREOF, we, the following members of the Boston Redevelopment Authority have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

BOSTON REDEVELOPMENT AUTHORITY

By:

Robert F. Small

Michael J. Houta

James H. Kelly

ATTEST:

Karen J. Moran
Secretary of the Boston Redevelopment Authority

Approved as to Form:

Ralph F. Cahill
Ralph F. Cahill, Assistant General Counsel

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

SOUTH END URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following parcel is the only parcel taken by this
Order of Taking:

<u>BRA BLOCK/ PARCEL</u>	<u>ADDRESS</u>	<u>ASSESSOR'S PARCEL</u>	<u>SUPPOSED OWNER</u>
S3B2C-15	13 Yarmouth St.	638	Oliver W. and Ethel L. Johnson

The above parcel hereby taken is located in Ward 4 in
the City of Boston.

The name of the owners herein listed as Supposed Owners,
although supposed to be correct, are such only as a matter of
information, opinion and belief and are listed for informational
purposes only.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

SOUTH END URBAN RENEWAL AREA

AWARD OF DAMAGES

Award for the parcel hereby taken is as follows:

<u>BRA Block/ Parcel</u>	<u>Address</u>	<u>Damage Award</u>
S3B2C-15	13 Yarmouth Street	\$ 390,000.00

MEMORANDUM

OCTOBER 24, 1985

TO: BOSTON REDEVELOPMENT AUTHORITY
AND STEPHEN COYLE, DIRECTOR

FROM: WILLIAM L. WHITMAN, ASSISTANT TO THE DIRECTOR

SUBJECT: SOUTH END PROJECT
ORDER OF TAKING

The Authority is requested to authorize an eminent domain taking for the following property, located within the South End Urban Renewal Area.

The owners of this parcel have agreed to have the property taken by the Authority in order to permit the development of the Tent City Project to proceed. Time is of the essence to the project's ultimate success. A vote authorizing such Order of Taking is, therefore, requested at this time.

<u>Parcel No.</u>	<u>Street Address</u>	<u>Description</u>
S3B2C-15	13 Yarmouth Street	4 story brick 3 apartments - 1 store owner-occupied

